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October 11, 2023

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Hon. Katharine H. Parker
United States Magistrate Judge
United States District Court for the
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007-1312

APPLICATION GRANTED

Katharine H. Parker

Hon. Katharine H. Parker, U.S.M.J. 10/12/2023

Re: Peralta v. Commissioner of Social Security
Docket No: 1:23-cv-06258-KHP

Hon. Judge Parker:

This letter respectfully requests an extension of time of sixty (60) days for Plaintiff to file Plaintiff's Brief in this matter, to December 18, 2023. Plaintiff's Brief is currently due on October 19, 2023; however, Plaintiff cannot complete the Brief on time.

Counsel requests this extension due to multiple, simultaneous filing deadlines. Counsel requires additional time to properly and thoroughly prepare Plaintiff's brief. For instance, between October 13, and December 15, 2023, staff in Counsel's office have one hundred and eighty-four (184) Plaintiff briefs due. This figure does not include Oral Arguments, appeals to Circuit Courts, Reply Briefs, settlement negotiations, and the various other tasks which arise throughout the course of litigation. These circumstances do not allow for Plaintiff's Counsel to properly prepare the brief by the current deadline. This request will not cause Defendant any undue hardship. This extension is needed to thoroughly and properly prepare the brief.

Plaintiff's counsel has contacted defense counsel who kindly consents to this request. This request will not cause Defendant any undue hardship. The parties have agreed on the below briefing schedule. This would be a first request for an extension of time in this matter.

If Plaintiff's request is granted, the new briefing schedule would be:

- Plaintiff's Brief is due on or before December 18, 2023;
- Defendant's Brief is due on or before February 16, 2024; and
- Plaintiff's Reply Brief, if any, is due on or before March 1, 2024.

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Thank you for your consideration.

Respectfully submitted,

/s/ Howard D. Olinsky

Howard D. Olinsky, Esq.
Counsel for Plaintiff

CC [via ECF]: Kristina Danielle Cohn, Esq. and Sathya Oum, Esq., Attorneys for Defendant

SO ORDERED.

Dated: October 12, 2023

Katharine H. Parker
U.S. Magistrate Judge